



Friday, January 25, 2002

## *Juvenile Justice Issues Pending in the Iowa Legislature*

*As Monitored by the Attorney General's Office, Juvenile Law Section*

**Through March 25, 1999**

**Second Funnel Deadline: April 2.** Except for Appropriations, Ways and Means, and leadership bills, bills need to pass their chamber of origin and be voted out of committee in the other house.

<u>BILL #</u>	<u>SUBJECT</u>	<u>STATUS</u>	<u>COMMENTS</u>
<b><u>HF 182</u></b> (f/k/a HF 75)	<b><u>Injury to Children.</u></b> (Warnstadt & Whitehead) Makes any injury to a child requiring surgery under general anesthesia a serious injury.	<b><u>Passed the House, 91-0. Passed the Senate, 48-0, 3/23.</u></b> Goes to the Governor.	Fiscal note 2/11: impact minimal.
<b><u>HF 311</u></b> (f/k/a HF 127)	<b><u>Foster Care Insurance Reimbursements.</u></b> (Jenkins, et al) Requires that reimbursement for property damages out of the foster care insurance fund be for replacement value and makes other changes.	<b><u>Passed</u></b> the House, 94-0, 3/15. <b><u>Voted out</u></b> of the Senate Human Resources Committee. 3/23.	See SF 287.
<b><u>HF 403</u></b> (f/k/a HSB 38)	<b><u>Fingerprinting Procedures.</u></b> Requires fingerprinting and allows photographs of juveniles arrested for crimes greater than a simple misdemeanors. JCO can receive the final disposition form.	<b><u>Passed the House, 97-0, 3/11.</u></b> <b><u>Voted out</u></b> of the Senate Judiciary Committee, 3/24.	Fiscal note 3/8: 4,000 more youth / \$100,000 per year
<b><u>HF 499</u></b> (f/k/a HF 215)	<b><u>Student Drug Testing.</u></b> Exempts drug or alcohol tests by schools of students from any of the Code protections against student searches. Amendment limits it to middle and high schools.	<b><u>Voted out</u></b> of House Judiciary Committee, as amended, 12-9. 3/1. On the House calendar.	Amendment on file.

<b><u>HF 515</u></b>  (f/k/a HSB 102)	<b><u>Guardian ad litem Duties.</u></b> (Judiciary) Includes interviewing parents, visitations of out of home placements and attending meetings of state agencies within the duties of the GAL. Requires interviews with the child if the child is of an appropriate age and gives the GAL access to relevant case information.	<b><u>Voted out</u></b> of House Judiciary Committee. 3/2. Companion bill, SF 193, passed on file 3/9. On the House calendar.	See SF 193.
<b><u>HF 547</u></b>	<b><u>Juvenile Court Liaison Officers.</u></b> (Schrader, et. al.) Appropriates \$2 million for juvenile court liaisons in junior high and middle schools.	Assigned to a House <b><u>Appropriations</u></b> Committee subcommittee: Millage (C), Dix & Huser. 3/9.	See SF 365.
<b><u>HF 641</u></b>	<b><u>Toledo Juvenile Home.</u></b> (Horbach) Appropriates \$250,000 from the Rebuild Iowa Infrastructure Fund for major maintenance at the Toledo Juvenile	Assigned House <b><u>Appropriations</u></b> Committee subcommittee: Sukup (C), Cormack & Warnstadt. 3/16.	See SF 271
HF 664  (f/k/a HSB 226)	<b><u>Adult Decat Projects.</u></b> Creates adult MH/DD/MR services decat pilot projects in Polk, Linn and Poweshiek/Tama counties. Requests a report to the legislature in 2003. Appropriates \$600,000, split equally, for start up costs.	<b><u>Voted out</u></b> of the House Human Resources Committee . 3/9. On the House calendar.	
<b><u>HF 669</u></b>	<b><u>Juvenile Aftercare Services.</u></b> (Foege) Appropriates \$200,000 to DHS for a pilot project to offer intensive services to juveniles who are returning home after being in out of home placement. Requires progress reports and a final report.	Assigned to House <b><u>Appropriations</u></b> Committee subcommittee: Nelson (C), Cormack & Falck. 3/16.	
HF 682  (f/k/a HSB 189)	<b><u>Sexual Exploitation.</u></b> (Judiciary) Makes the sexual exploitation of a student by an educational licensee or certification holder an aggravated misdemeanor. Amended to include clergy, police, job supervisors and others in authority.	<b><u>Voted out</u></b> of the House Judiciary Committee. 3/9. On the House calendar.	Fiscal note, 3/24. Amendment on file.
HF 711  (f/k/a HF 453)	<b><u>Alcohol Fine Surcharge.</u></b> (Bell) Imposes a \$5 surcharge for DARE programs for some alcohol offenses, including public intoxication, consumption by 18 - 21 year olds and sale of alcohol to minors.	Assigned to the House Judiciary Committee subcommittee: Jager (C), Davis & Shoultz. 3/3. Subcommittee reassigned: Bell (C), Davis & Shoultz. 3/11. Died in the 1 <sup>st</sup> Funnel. Resurrected as a committee bill, 3/17. On the House calendar.	
HF 730  (f/k/a HSB 231)	<b><u>Empowerment Areas.</u></b> Provisions relating to Empowerment Areas, including appointment of a state director by the Governor. Directs the state board to develop a 5 year plan for blending funds for 0-5 programs and a 10 year plan for blending funds for other youth programs.	<b><u>Voted out</u></b> of the House Local Government Committee. 3/11. On the House calendar.	Fiscal note, 3/23. See SF 334.
<b><u>HF 737</u></b>	<b><u>Health &amp; Human Rights Appropriation.</u></b> Makes appropriations, including Community Crime Prevention grants.	<b><u>Passed the House,</u></b> 90-2, 3/25. Goes to the Senate.	

<u><b>HF 741</b></u>  (f/k/a HF 360)	<u><b>PMIC Beds</b> (Dolecheck) Authorizes DHS to establish an additional 30 PMIC beds at the Independence institution.</u>	<u>Assigned to the House Human Resources Committee. 3/2.</u> <u>Reassigned to the Local Government Committee, 3/11.</u> <u>Reintroduced and placed on the House calendar, 3/23.</u>	
<u><b>HF 743</b></u>	<u><b>Early Intervention Bloc Grants.</b> Appropriates \$10 million, \$20 million &amp; \$30 million for the next 3 years for Early Intervention Education Bloc Grants.</u>	<u><b>Passed the House,</b> 90-2, and assigned to the Senate Education Committee. 3/24.</u>	
<u><b>SF 179</b></u>	<u><b>Expungement of Child Abuse Records.</b> (King) Requires DHS to respond within 30 days to requests by the subject of a child abuse record to expunge child abuse information and affirms the request if DHS fails to respond within this time. Requires a hearing to be held within 90 and a decision issued within 60 days after the hearing.</u>	<u><b>Voted out</b> of the Senate Human Resources Committee . 3/3.</u>	<u>Fiscal note. 3/9.</u> <u>Amendment on file.</u>
<u><b>SF 193</b></u>  (f/k/a SSB 1092)	<u><b>Guardian ad litem Duties.</b> (Judiciary) Includes interviewing parents, visitations of out of home placements and attending meetings of state agencies within the duties of the GAL. Requires interviews with the child if the child is of an appropriate age and gives the GAL access to relevant case information.</u>	<u><b>Passed the Senate,</b> 48 - 0, 2/24.</u> <u>Referred to the House Judiciary Committee. Passed on file, 3/9.</u> <u>Companion bill, HF 515, <b>voted out</b> of House Judiciary Committee. 3/2. On the House calendar.</u>	
<u><b>SF 271</b></u>	<u><b>Toledo Juvenile Home.</b> (Schuerer) Appropriates \$250,000 from the Rebuild Iowa Infrastructure Fund for major maintenance at the Toledo Juvenile Home.</u>	<u>Assigned to Senate <b>Appropriations</b> Committee subcommittee: Freeman (C), Dvorsky, &amp; Maddox, 3/8.</u>	<u>See HF 641</u>
<u><b>SF 275</b></u>  (f/k/a SF 177)	<u><b>Children's Centers.</b> Requires DHS and DPH to establish licensing standards for voluntary placement youth centers which get no state money. Standards are for safety only, not programming.</u>	<u><b>Passed the Senate.</b> 49-0, 3/24.</u> <u>Goes to the House.</u>	
<u><b>SF 284</b></u>  (f/k/a SF 109)	<u><b>Employer Liability for Sexual Abuse.</b> (Flynn) Makes person or other institutions with administrative authority liable for civil damages resulting from sexual abuse of a child by an employee. Amendment: If the employer was informed of the abuse.</u>	<u><b>Voted out</b> of the Human Resources Committee, as amended and without recommendation, 11-2. 3/1. On the Senate calendar.</u>	<u>Proposed amendment S-3065 would strike clergy.</u>
<u><b>SF 287</b></u>  (f/k/a SSB 1078)	<u><b>Foster Care Placement &amp; Insurance.</b> Relates to child welfare provisions involving foster home damages, voluntary MR/DD foster care placements, release of child abuse information and the time deadlines for developing annual group care and decategorization plans.</u>	<u><b>Passed the Senate,</b> 46-0. 3/15.</u> <u>Assigned to House Human Resource Committee subcommittee: Carroll (C), Lord &amp; Witt. 3/17.</u>	
<u><b>SF 294</b></u>  (f/k/a SSB 1110)	<u><b>Sex Offender Registry.</b> Expands the list of offenses which require lifetime registration, including some lascivious acts with a child. Requires juvenile courts to share information about risk assessments for juveniles with departments that must develop risk assessments. Establishes public information dissemination procedures based on the level of risk an offender represents.</u>	<u><b>Passed the Senate,</b> 46-0. 3/15/99.</u> <u>Assigned to the House Judiciary Committee subcommittee: Larson (C), Baudler, &amp; Parmeter, 3/24.</u>	

<b>SF 365</b>	<b>Juvenile Court Liaison Officers.</b> (Deluhery, et. al.) Appropriates \$2 million for juvenile court liaisons in junior high and middle schools.	Assigned to Senate <b>Appropriations</b> Committee subcommittee: Tinsman (C), Hammond & Maddox. 3/11.	See HF 547.
SF 367 (f/k/a SF 129)	<b>Child Custody.</b> Adopts the Uniform Child Custody Jurisdiction & Enforcement Act, updating the Uniform Child Custody Jurisdiction Act.	<b>Passed the Senate</b> , 46-0. 3/16. Assigned House Judiciary Committee subcommittee: Boddicker (C), Chapman & Jager. 3/18.	
SF 375	<b>Teen Drivers' License Revocations.</b> (Gov.) Authorizes juvenile court to revoke the driver's license of a teen who commits an assault on a school employee with an intent to inflict serious injury or is in possession of a firearm or dangerous weapon on school property.	Assigned to Senate Judiciary Committee subcommittee: Boettger (C), McCoy & Miller. 3/16.	
SF 439 (f/k/a SSB 1185)	<b>Empowerment Areas.</b> Provisions relating to Empowerment Areas, including appointment of a state director by the Governor. Directs the state board to develop a 5 year plan for blending funds for 0-5 programs and a 10 year plan for blending funds for other youth programs.	<b>Passed the Senate</b> , as amended, 49-0, 3/24. Motions to reconsider filed 3/24.	See HF 730.
SF 421 (f/k/a SSB 1187)	<b>Juvenile Court Powers.</b> (S.Ct.) Authorizes juvenile courts to exercise jurisdiction over adoption proceedings.	<b>Passed the Senate</b> , 43-5, 3/18. Assigned to House Judiciary Committee subcommittee: Boddicker (C), Barry & Kreiman. 3/23.	
<b>SF 430</b>	<b>Supplemental Appropriations.</b> Makes numerous appropriations, including: \$80, 000 for a runaway treatment program in a county approx. the size of Linn and \$115,023 for commitment of sexually violent predators. Provides that all funds collected in FY 99 from the Motor Vehicle License Reinstatement Penalty go to counties for juvenile detention reimbursement rather than runaway and delinquency programs.	<b>Passed the Senate</b> , 48-1, 3/16. Referred to the House Appropriations Committee, 3/18.	

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